FACSIMILE COVER SHEET

Date:

September 12, 2003

To:

Examiner Joseph Waks - Group 2800

United States Patent and Trademark Office

Fax No:

(703) 746-4176

From: Tel. No: Steven P. Shurtz (801) 444-3933

Case No:

8864/8

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NBC Tower - Suite 3600 455 N. Cityfront Plaza Drive Chicago, Illinois 60611-5599 Facsimite 312-321-4299 Telephone 312-321-4200

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COVER MESSAGE:

Enclosed for filing in Serial No. 09/470,428 is a corrected Terminal Disclaimer. This Terminal Disclaimer is a substitute for the Terminal Disclaimer mailed on August 4, 2003, in that it corrects the Patent Number of the commonly owned patent from 6,347,464 to 6,437,464. This correction is required because this same error occurred in the final rejection, paragraph 7. The filing fee submitted with the earlier mailed disclaimer should be applied to this disclaimer, and the earlier mailed disclaimer should be disregarded. I understand that with this correction, the amendment mailed August 4, 2003 puts the case in condition for allowance.

Steven P. Shut

Reg. No. 31,424

Based on PTO/SH/26(10-00) Docket Number (Optional)

CORRECTED TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT			Docket Number (Optional) 8864/8
In re Application of:	Griffith D. Neal		<u> </u>
Application No.	09/470,428		
Filed.	December 22, 1999		
For	HIGH SPEED SPINDI	E MOTOR FOR DISK DRI	VE
disclaims, except as prinstant application, while S.C. 154 to 156 and I. The owner hereby agreemed during such period.	ovided below, the terminal ch would extend beyond the 73, as presently shortened as that any patent so granted that it and the prior patent	of 100 percent interest in the it part of the statutory term of a expiration date of the full states any terminal disclaimer, of part on the instant application shall are commonly owned. This ling upon the grantee, its success	any patent granted on the autory term defined in 35 rior Patent No. 6,437,464. Il be enforceable only for agreement runs with any
In making the a on the instant application USC 151 to 156 and 1 that it later; expires for competent jurisdiction, all claims canceled by a	above disclaimer, the owner in that would extend to the 73 of the prior patent, as planture to pay a maintenance is statutorily disclaimed in a reexamination certificate	r does not disclaim the terminal expiration date of the full staturesently shortened by any termine fee, is held unenforceable, is further whole or terminally disclaimed, is reissued, or is in any mannerened by any terminal disclaimed	part of any patent granted tory term as defined in 35 al disclaimer, in the event ound invalid by a court of under 37 CFR 1 321, has er terminated prior to the
Check either box 1 or 2	below, if appropriate.		
For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.) the indersigned is empowered to act on behalf of the organization.			
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The undersigne	d is an attorney of record.		
ų,	12/03 Date	Attenen Steven P. St	Signature nurtz, Reg. No. 31,424
		Турс	d or Printed Name
[] Terminal discl	anner fee under 37 CFR	1.20(d) was paid previously.	
WARNING: Information		ic. Credit card information should no ion and authorization on PTO-2038.	t be included on this form.
	3.73(b) is required if terminal used for making this certifica	disclaimer is signed by the assignce tion. See MPEP § 324.	(owner).
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